

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

| | | |
|---|---|----------------------|
| TRISTRATA TECHNOLOGY, INC. |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | C.A. No. 04-1263-JJF |
| |) | |
| BEAUTY UNDERNEATH, ELLEN LANGE SKIN |) | |
| SCIENCE, INC., JAN MARINI SKIN RESEARCH |) | |
| INC., INTERNATIONAL SHIELD, INC., |) | |
| COSMESEARCH, INC., SKINCEUTICALS, INC., |) | |
| DERMATOLOGIC COSMETIC LABORATORIES |) | |
| PERRI SKIN CARE |) | |
| |) | |
| Defendants. |) | |

STIPULATION OF DISMISSAL

Plaintiff TriStrata Technologies, Inc. ("TTI") and Defendant Ellen Lange Skin Science, Inc. ("Ellen Lange") having entered into a settlement agreement, it is hereby stipulated that this action may be and all claims and counterclaims asserted by TTI and Ellen Lange are hereby dismissed with prejudice, with each party to bear its own costs and attorneys' fees.

CONNOLLY BOVE LODGE & HUTZ LLP RAWLE & HENDERSON LLP

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Dated: December 14, 2005

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Attorneys for Defendant
Ellen Lange Skin Science, Inc.

Dated: December 14, 2005

SO ORDERED this _____ day of December, 2005.

United States District Judge